

George S. Cole, Esq.
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In Re Application Of: David O. McGovern
Serial No. 09/476,711
Filed: Dec. 30, 1999
For: A Declarative Method

Examiner: Andre Boyce
Group Art Unit: 2163
Atty. Docket No: McG-003
Date: Nov. 25, 2002

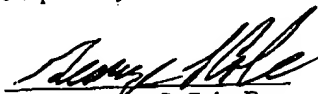
THE COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

SIR:

Transmitted herewith is a request for an interview with the Examiner for the above application. Applicant would prefer that said interview be via videoconference using facilities in Sunnyvale, California. Applicant requests an interview date between December 17th and 24th to avoid interference from both national holiday and prior commitments, and to enable a full written summary of applicant's position to be submitted to Examiner by December 13th, 2002.

The intended purpose and content of the interview is to respectfully request the Examiner to reconsider his two determinations in the Second and Final Office Action that (a) applicant's amendment filed July 26, 2002 introduced "new matter", rather than new material, into the application; and (b) that the cited reference (Bidgoli) anticipates applicant; and thus to reconsider his rejection of all amendment and claims based on said determinations; and after such reconsideration, withdraw said rejection as premature, pursuant to MPEP §706.07(d), on the grounds that such action would either place the application in condition to issue or in a substantially better form for proper appeal.

Respectfully Submitted:


George S. Cole, Esq.
PTO #40,563

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